

LEWIS BRISBOIS BISGAARD & SMITH LLP

JON E. HOKANSON, SB# 118829

E-Mail: hokanson@lbbslaw.com

DANIEL R. LEWIS, SB# 260106

E-Mail: drlewis@lbbslaw.com

221 North Figueroa Street, Suite 1200

Los Angeles, California 90012

Telephone: 213.250.1800

Facsimile: 213.250.7900

LEWIS BRISBOIS BISGAARD & SMITH LLP

ALAN J. HAUS, SB# 111556

E-Mail: haus@lbbslaw.com

CARL E. KADLIC, SB# 193778

E-Mail: kadlic@lbbslaw.com

One Sansome Street, Suite 1400

San Francisco, CA 94104

Telephone: 415.362.2580

Facsimile: 415.434.0882

Attorneys for Defendants EFORCITY
CORPORATION, ACCSTATION INC.,
ITRIMMING INC. AND
EVERYDAYSOURCE INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

APPLE INC., a California corporation,

Plaintiff,

v.

EFORCITY CORPORATION, a
California corporation; ACCSTATION
INC., a California corporation;
ITRIMMING INC., a California
corporation; EVERYDAYSOURCE
INC., a California corporation;
UNITED INTEGRAL INC., a
California corporation,
CRAZYONDIGITAL, INC., a
California corporation; and
BOXWAVE CORPORATION, a
Nevada corporation; and DOES 1
through 20, inclusive,

Defendants.

CASE NO. CV 10-03216 JF

Honorable Jeremy Fogel

**DEFENDANTS EFORCITY
CORPORATION, ACCSTATION
INC. ITRIMMING INC. AND
EVERYDAYSOURCE INC.'S
ANSWER TO COMPLAINT**

Complaint Filed: July 22, 2010

Trial Date: None Set

1 Defendants EFORCITY CORPORATION, ACCSTATION, INC.;

2 ITRIMMING, INC. and EVERYDAYSOURCE, INC. (collectively referred to as

3 "Defendants" or the "EFORCITY Defendants") hereby answer the Complaint filed

4 by Plaintiff APPLE, INC. ("Plaintiff") for Patent Infringement, Trademark

5 Infringement and Unfair Competition ("Complaint") as follows:

6 **INTRODUCTION**

7 1. Answering paragraph 1 of the Complaint, Defendants lack sufficient

8 information to admit or deny the allegations contained therein and on that basis,

9 deny each and every allegation contained therein.

10 2. Answering paragraph 2 of the Complaint, Defendants lack sufficient

11 information and belief to answer the allegations contained therein, and on that basis,

12 deny the allegations in paragraph 2.

13 3. Answering paragraph 3 of the Complaint, Defendants lack sufficient

14 information and belief to answer the allegations contained therein, and on that basis,

15 deny the allegations in paragraph 3.

16 4. Answering paragraph 4 of the Complaint, Defendants lack sufficient

17 information and belief to answer the allegations contained therein, and on that basis,

18 deny the allegations in paragraph 4.

19 5. Answering paragraph 5 of the Complaint, Defendants deny the

20 allegations contained therein.

21 **PARTIES**

22 6. Answering paragraph 6 of the Complaint, Defendants lack sufficient

23 information and belief to answer the allegations contained therein, and on that basis,

24 deny the allegations in paragraph 6.

25 7. Answering paragraph 7 of the Complaint, Defendants admit the

26 allegations contained therein.

27 8. Answering paragraph 8 of the Complaint, Defendants admit the

28 allegations contained therein.

9. Answering paragraph 9 of the Complaint, Defendants admit the allegations contained therein.

10. Answering paragraph 10 of the Complaint, Defendants admit the allegations contained therein.

11. Answering paragraph 11 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 11.

12. Answering paragraph 12 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 12.

13. Answering paragraph 13 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 13.

14. Answering paragraph 14 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 14.

JURISDICTION AND VENUE

15. Answering paragraph 15 of the Complaint, Defendants admit the allegations contained therein.

16. Answering paragraph 16 of the Complaint, Defendants admit that venue is proper in this district and that they have done business in this district and deny the remaining allegations in paragraph 16.

INTRADISTRICT ASSIGNMENT

17. Answering paragraph 17 of the Complaint, Defendants admit the allegations contained therein.

FACTUAL ALLEGATIONS

18. Answering paragraph 18 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis,

1 deny the allegations in paragraph 18.

2 19. Answering paragraph 19 of the Complaint, Defendants lack sufficient
3 information and belief to answer the allegations contained therein, and on that basis,
4 deny the allegations in paragraph 19.

5 20. Answering paragraph 20 of the Complaint, Defendants lack sufficient
6 information and belief to answer the allegations contained therein, and on that basis,
7 deny the allegations in paragraph 20.

8 21. Answering paragraph 21 of the Complaint, Defendants lack sufficient
9 information and belief to answer the allegations contained therein, and on that basis,
10 deny the allegations in paragraph 21.

11 22. Answering paragraph 22 of the Complaint, Defendants lack sufficient
12 information and belief to answer the allegations contained therein, and on that basis,
13 deny the allegations in paragraph 22.

14 23. Answering paragraph 23 of the Complaint, Defendants admit that as of
15 July 22, 2010 one or more of them sold products identified as car chargers
16 DAPPIPODCCC07, DAPPIPODCCC08, DAPPIPODCCC09, DAPPIPODCCC10,
17 DAPPIPODCCC12, DAPPIPODCCC13; AV composite cables identified as
18 CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified
19 as DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as
20 DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2,
21 DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as
22 DAPPIPODFM05, DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM15,
23 DOTHXXXXFM19, DOTHXXXXFM21, and DOTHXXXXFM22; speaker
24 systems identified as DAPPIPODSPK1, chargers identified as CAPPIPHOPHC1;
25 backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06. Defendants
26 deny the remaining allegations contained in paragraph 23 therein.

27 24. Answering paragraph 24 of the Complaint, Defendants admit that as of
28 July 22, 2010 one or more of them sold products identified as car chargers

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1 DAPPIODCC07, DAPPIODCC08, DAPPIODCC09, DAPPIODCC10,
 2 DAPPIODCC12, DAPPIODCC13; AV composite cables identified as
 3 CAPPIODAT2, CAPPIODAT4, and CAPPIODAT5; docking cradles identified
 4 as DAPPIODCR12 and CAPPIPHOCRA2; retractable cables identified as
 5 DAPPIODDA15, and DAPPIODDAT3; cables identified as DAPPIODDAT2,
 6 DAPPIODDAT4, and DAPPIODDA11; FM transmitters identified as
 7 DAPPIODFM05, DAPPIODFM07, DAPPIODFM08, DOTHXXXXFM15,
 8 DOTHXXXXFM19, DOTHXXXXFM21, and DOTHXXXXFM22; speaker
 9 systems identified as DAPPIODSPK1, chargers identified as CAPPIPHOPHC1;
 10 backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06. Defendants
 11 deny the remaining allegations contained in paragraph 24 therein.

12 25. Answering paragraph 25 of the Complaint, Defendants admit that as of
 13 July 22, 2010 one or more of them sold products identified as car chargers
 14 DAPPIODCC07, DAPPIODCC08, DAPPIODCC09, DAPPIODCC10,
 15 DAPPIODCC12, DAPPIODCC12; AV composite cables identified as
 16 CAPPIODAT2, CAPPIODAT4, and CAPPIODAT5; docking cradles identified
 17 as DAPPIODCR12 and CAPPIPHOCRA2; retractable cables identified as
 18 DAPPIODDA15, and DAPPIODDAT3; cables identified as DAPPIODDAT2,
 19 DAPPIODDAT4, and DAPPIODDA11; FM transmitters identified as
 20 DAPPIODFM05, DAPPIODFM07, DAPPIODFM08, DOTHXXXXFM15,
 21 DOTHXXXXFM19, DOTHXXXXFM21, and DOTHXXXXFM22; speaker
 22 systems identified as DAPPIODSPK1, chargers identified as CAPPIPHOPHC1;
 23 backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06. Defendants
 24 deny the remaining allegations contained in paragraph 25 therein.

25 26. Answering paragraph 26 of the Complaint, Defendants admit that as of
 26 July 22, 2010 one or more of them sold products identified as car chargers
 27 DAPPIODCC07, DAPPIODCC08, DAPPIODCC09, DAPPIODCC10,
 28 DAPPIODCC12, DAPPIODCC12; AV composite cables identified as

CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified as DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as DAPPIPODFM05, DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM15, DOTHXXXXFM19, DOTHXXXXFM21, and DOTHXXXXFM22; speaker systems identified as DAPPIPODSPK1, chargers identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06. Defendants deny the remaining allegations contained in paragraph 26 therein.

27. Answering paragraph 27 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 27.

28. Answering paragraph 28 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 28.

29. Answering paragraph 29 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 29.

30. Answering paragraph 30 of the Complaint, Defendants deny the allegations contained therein.

FIRST CLAIM FOR RELIEF

(Infringement of U.S. Patent No. 7,627,343 – Against All Defendants)

31. Answering paragraph 31 of the Complaint, Defendants repeat and incorporate by reference their responses to paragraphs 1 through 30 of this Complaint.

32. Answering paragraph 32 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 32.

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33. Answering paragraph 33 of the Complaint, Defendants deny the allegations contained therein with respect to claim 9 of the '343 patent, and are without information sufficient to admit or deny the "at least" allegation of paragraph 33 and on that basis, deny the "at least" allegation in paragraph 33.

34. Answering paragraph 34 of the Complaint, Defendants deny the allegations contained therein.

35. Answering paragraph 35 of the Complaint, Defendants deny the allegations contained therein.

SECOND CLAIM FOR RELIEF

(Infringement of U.S. Patent No. 7,305,506 – Against Defendants Eforcity, Accstation, Itrimming, Everydaysource, and Crazyondigital)

36. Answering paragraph 36 of the Complaint, Defendants repeat and incorporate by reference their responses to paragraphs 1 through 30 of this Complaint.

37. Answering paragraph 37 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 37.

38. Answering paragraph 38 of the Complaint, Defendants deny the allegations regarding the following products car chargers DAPPIODCC07, DAPPIODCC08, DAPPIODCC09, DAPPIODCC10, DAPPIODCC12, DAPPIODCC12; AV composite cables identified as CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified as DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as DAPPIPODFM05, DOTHXXXXFM15, and DOTHXXXXFM21; chargers identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06.

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Defendants lack sufficient information to admit or deny the allegations with regard to the following products: FM transmitters identified as DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM19, and DOTHXXXXFM22, speaker systems identified as DAPPIPODSPK1.

Answering paragraph 38 of the Complaint, Defendants deny the allegations contained therein with respect to claim 1 of the '506 patent, and are without information sufficient to admit or deny the "at least" allegation of paragraph 38 and on that basis, deny the "at least" allegation in paragraph 38.

Defendants deny the remaining allegations contained in paragraph 38 of the complaint.

39. Answering paragraph 39 of the Complaint, Defendants deny the allegations regarding the following products: car chargers DAPPIPODCCC07, DAPPIPODCCC08, DAPPIPODCCC09, DAPPIPODCCC10, DAPPIPODCCC12, DAPPIPODCCC12; AV composite cables identified as CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified as DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as DAPPIPODFM05, DOTHXXXXFM15, and DOTHXXXXFM21; chargers identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06.

Defendants lack sufficient information to admit or deny the allegations with regard to the following products: FM transmitters identified as DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM19, and DOTHXXXXFM22, speaker systems identified as DAPPIPODSPK1.

Defendants deny the remaining allegations contained in paragraph 39 of the complaint.

40. Answering paragraph 40 of the Complaint, Defendants deny the

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allegations regarding the following products: car chargers DAPPIODCC07, DAPPIODCC08, DAPPIODCC09, DAPPIODCC10, DAPPIODCC12, DAPPIODCC12; AV composite cables identified as CAPPIODAT2, CAPPIODAT4, and CAPPIODAT5; docking cradles identified as DAPPIODCR12 and CAPPIPHOCRA2; retractable cables identified as DAPPIODDA15, and DAPPIODDAT3; cables identified as DAPPIODDAT2, DAPPIODDAT4, and DAPPIODDA11; FM transmitters identified as DAPPIODFM05, DOTHXXXXFM15, and DOTHXXXXFM21; chargers identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06.

Defendants lack sufficient information to admit or deny the allegations with regard to the following products: FM transmitters identified as DAPPIODFM07, DAPPIODFM08, DOTHXXXXFM19, and DOTHXXXXFM22, speaker systems identified as DAPPIODSPK1.

Defendants deny the remaining allegations contained in paragraph 40 of the complaint.

THIRD CLAIM FOR RELIEF

(Infringement of U.S. Patent No. 7,587,540 – Against Defendants Eforcity, Accstation, Itrimming, Everydaysource, and Crazyondigital)

41. Answering paragraph 41 of the Complaint, Defendants repeat and incorporate by reference their responses to paragraphs 1 through 30 of this Complaint.

42. Answering paragraph 42 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 42.

43. Answering paragraph 43 of the Complaint, Defendants deny the allegations regarding the following products: car chargers DAPPIODCC07,

DAPPIODCC08, DAPPIODCC09, DAPPIODCC10, DAPPIODCC12,

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1 DAPPIPODCC12; AV composite cables identified as CAPPIPODAT2,
 2 CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified as
 3 DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as
 4 DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2,
 5 DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as
 6 DAPPIPODFM05, DAPPIPODFM08, DOTHXXXXFM15, and
 7 DOTHXXXXFM21; chargers identified as CAPPIPHOPHC1; backup batteries
 8 identified as CAPPIPHOLI02 and CAPPIPHOLI06, speaker systems identified as
 9 DAPPIPODSPK1.

10 Defendants lack sufficient information to admit or deny the allegations with
 11 regard to the following products: FM transmitters identified as DAPPIPODFM07,
 12 DOTHXXXXFM19, and DOTHXXXXFM22.

13 Answering paragraph 43 of the Complaint, Defendants deny the allegations
 14 contained therein with respect to claim 1 of the '540 patent, and are without
 15 information sufficient to admit or deny the "at least" allegation of paragraph 43 and
 16 on that basis, deny the "at least" allegation in paragraph 43.

17 Defendants deny the remaining allegations contained in paragraph 43 of the
 18 complaint.

19 44. Answering paragraph 44 of the Complaint, Defendants deny the
 20 allegations regarding the following products: car chargers DAPPIPODCC07,
 21 DAPPIPODCC08, DAPPIPODCC09, DAPPIPODCC10, DAPPIPODCC12,
 22 DAPPIPODCC12; AV composite cables identified as CAPPIPODAT2,
 23 CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified as
 24 DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as
 25 DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2,
 26 DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as
 27 DAPPIPODFM05, DAPPIPODFM08, DOTHXXXXFM15, and
 28 DOTHXXXXFM21; chargers identified as CAPPIPHOPHC1; backup batteries

identified as CAPPIPHOLI02 and CAPPIPHOLI06, speaker systems identified as DAPPIPODSPK1.

Defendants lack sufficient information to admit or deny the allegations with regard to the following products: FM transmitters identified as DAPPIPODFM07, DOTHXXXXFM19, and DOTHXXXXFM22.

Defendants deny the remaining allegations contained in paragraph 44 of the complaint.

45. Answering paragraph 45 of the Complaint, Defendants deny the allegations regarding the following products: car chargers DAPPIPODCC07, DAPPIPODCC08, DAPPIPODCC09, DAPPIPODCC10, DAPPIPODCC12, DAPPIPODCC12; AV composite cables identified as CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified as DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as DAPPIPODFM05, DAPPIPODFM08, DOTHXXXXFM15, and DOTHXXXXFM21; chargers identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06, speaker systems identified as DAPPIPODSPK1.

Defendants lack sufficient information to admit or deny the allegations with regard to the following products: FM transmitters identified as DAPPIPODFM07, DOTHXXXXFM19, and DOTHXXXXFM22.

Defendants deny the remaining allegations contained in paragraph 45 of the complaint.

FOURTH CLAIM FOR RELIEF

(Infringement of U.S. Patent 7,590,783 – Against Defendants Eforcity, Accstation, Itrimming, Everydaysource, and Crazyondigital)

46. Answering paragraph 46 of the Complaint, Defendants repeat and

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1 incorporate by reference their responses to paragraphs 1 through 30 of this
2 Complaint.

3 47. Answering paragraph 47 of the Complaint, Defendants lack sufficient
4 information and belief to answer the allegations contained therein, and on that basis,
5 deny the allegations in paragraph 47.

6 48. Answering paragraph 48 of the Complaint, Defendants deny the
7 allegations regarding the following products: car chargers DAPPIODCC07,
8 DAPPIODCC08, DAPPIODCC09, DAPPIODCC10, DAPPIODCC12,
9 DAPPIODCC12; AV composite cables identified as CAPPIODAT2,
10 CAPPIODAT4, and CAPPIODAT5; docking cradles identified as
11 DAPPIODCR12 and CAPPIPHOCRA2; retractable cables identified as
12 DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2,
13 DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as
14 DAPPIPODFM05, DOTHXXXXFM15, and DOTHXXXXFM21; chargers
15 identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and
16 CAPPIPHOLI06, speaker systems identified as DAPPIODSPK1.

17 Defendants lack sufficient information to admit or deny the allegations with
18 regard to the following products: FM transmitters identified as DAPPIPODFM07,
19 DAPPIPODFM08, DOTHXXXXFM19, and DOTHXXXXFM22.

20 Answering paragraph 48 of the Complaint, Defendants deny the allegations
21 contained therein with respect to claim 1 of the '783 patent, and are without
22 information sufficient to admit or deny the "at least" allegation of paragraph 48 and
23 on that basis, deny the "at least" allegation in paragraph 48.

24 Defendants deny the remaining allegations contained in paragraph 48 of the
25 complaint.

26 49. Answering paragraph 49 of the Complaint, Defendants deny the
27 allegations regarding the following products: car chargers DAPPIODCC07,
28 DAPPIODCC08, DAPPIODCC09, DAPPIODCC10, DAPPIODCC12,

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DAPPIPODCC12; AV composite cables identified as CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified as DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as DAPPIPODFM05, DOTHXXXXFM15, and DOTHXXXXFM21; , chargers identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06, speaker systems identified as DAPPIPODSPK1.

Defendants lack sufficient information to admit or deny the allegations with regard to the following products: FM transmitters identified as DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM19, and DOTHXXXXFM22.

Defendants deny the remaining allegations contained in paragraph 49 of the complaint.

50. Answering paragraph 50 of the Complaint, Defendants deny the allegations regarding the following products: car chargers DAPPIPODCC07, DAPPIPODCC08, DAPPIPODCC09, DAPPIPODCC10, DAPPIPODCC12, DAPPIPODCC12; AV composite cables identified as CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified as DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as DAPPIPODFM05, DOTHXXXXFM15, and DOTHXXXXFM21; , chargers identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06, speaker systems identified as DAPPIPODSPK1

Defendants lack sufficient information to admit or deny the allegations with regard to the following products: FM transmitters identified as DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM19, and DOTHXXXXFM22

Defendants deny the remaining allegations contained in paragraph 50 of the

1 complaint.

2 **FIFTH CLAIM FOR RELIEF**

3 (Infringement of U.S. Patent 7,529,870 – Against Defendants Eforcity, Accstation,
4 Itrimming, Everydaysource, and Crazyondigital)

5 51. Answering paragraph 51 of the Complaint, Defendants repeat and
6 incorporate by reference their responses to paragraphs 1 through 30 of this
7 Complaint.

8 52. Answering paragraph 52 of the Complaint, Defendants lack sufficient
9 information and belief to answer the allegations contained therein, and on that basis,
10 deny the allegations in paragraph 52.

11 53. Answering paragraph 53 of the Complaint, Defendants lack sufficient
12 information and belief to answer the allegations contained therein, and on that basis,
13 deny the allegations in paragraph 53 with regard to the following products: car
14 chargers DAPPIPODCC07, DAPPIPODCC08, DAPPIPODCC09,
15 DAPPIPODCC10, DAPPIPODCC12, DAPPIPODCC13; AV composite cables
16 identified as CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking
17 cradles identified as DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables
18 identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as
19 DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters
20 identified as DAPPIPODFM05, DAPPIPODFM07, DAPPIPODFM08,
21 DOTHXXXXFM15, DOTHXXXXFM19, DOTHXXXXFM21, and
22 DOTHXXXXFM22; speaker systems identified as DAPPIPODSPK1, chargers
23 identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and
24 CAPPIPHOLI06.

25 Answering paragraph 53 of the Complaint, Defendants deny the allegations
26 contained therein with respect to claim 29 of the '870 patent, and are without
27 information sufficient to admit or deny the “at least” allegation of paragraph 53 and
28 on that basis, deny the “at least” allegation in paragraph 53.

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1 Defendants deny the remaining allegations contained in paragraph 53 of the
2 complaint.

3 54. Answering paragraph 54 of the Complaint, Defendants lack sufficient
4 information and belief to answer the allegations contained therein, and on that basis,
5 deny the allegations in paragraph 54 with regard to the following products:

6 Car chargers DAPPIODCC07, DAPPIODCC08, DAPPIODCC09,
7 DAPPIODCC10, DAPPIODCC12, DAPPIODCC13; AV composite cables
8 identified as CAPPIODAT2, CAPPIODAT4, and CAPPIODAT5; docking
9 cradles identified as DAPPIODCR12 and CAPPIPHOCRA2; retractable cables
10 identified as DAPPIODDA15, and DAPPIODDAT3; cables identified as
11 DAPPIODDAT2, DAPPIODDAT4, and DAPPIODDA11; FM transmitters
12 identified as DAPPIODFM05, DAPPIODFM07, DAPPIODFM08,
13 DOTHXXXXFM15, DOTHXXXXFM19, DOTHXXXXFM21, and
14 DOTHXXXXFM22; speaker systems identified as DAPPIODSPK1, chargers
15 identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and
16 CAPPIPHOLI06.

17 Defendants deny the remaining allegations contained in paragraph 54 of the
18 complaint.

19 55. Answering paragraph 55 of the Complaint, Defendants lack sufficient
20 information and belief to answer the allegations contained therein, and on that basis,
21 deny the allegations in paragraph 55 with regard to the following products:

22 Car chargers DAPPIODCC07, DAPPIODCC08, DAPPIODCC09,
23 DAPPIODCC10, DAPPIODCC12, DAPPIODCC13; AV composite cables
24 identified as CAPPIODAT2, CAPPIODAT4, and CAPPIODAT5; docking
25 cradles identified as DAPPIODCR12 and CAPPIPHOCRA2; retractable cables
26 identified as DAPPIODDA15, and DAPPIODDAT3; cables identified as
27 DAPPIODDAT2, DAPPIODDAT4, and DAPPIODDA11; FM transmitters
28 identified as DAPPIODFM05, DAPPIODFM07, DAPPIODFM08,

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1 DOTHXXXXFM15, DOTHXXXXFM19, DOTHXXXXFM21, and
 2 DOTHXXXXFM22; speaker systems identified as DAPPIODSPK1, chargers
 3 identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and
 4 CAPPIPHOLI06.

5 Defendants deny the remaining allegations contained in paragraph 55 of the
 6 complaint.

7 **SIXTH CLAIM FOR RELIEF**

8 (Infringement of U.S. Patent No. 7,529,872 – Against Defendants Eforcity,
 9 Accstation, Itrimming and Everydaysource)

10 56. Answering paragraph 56 of the Complaint, Defendants repeat and
 11 incorporate by reference their responses to paragraphs 1 through 30 of this
 12 Complaint.

13 57. Answering paragraph 57 of the Complaint, Defendants lack sufficient
 14 information and belief to answer the allegations contained therein, and on that basis,
 15 deny the allegations in paragraph 57 with regard to the following products:

16 Car chargers DAPPIODCC07, DAPPIODCC08, DAPPIODCC09,
 17 DAPPIODCC10, DAPPIODCC12, DAPPIODCC13; AV composite cables
 18 identified as CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking
 19 cradles identified as DAPPIODCR12 and CAPPIPHOCRA2; retractable cables
 20 identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as
 21 DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters
 22 identified as DAPPIPODFM05, DAPPIPODFM07, DAPPIPODFM08,
 23 DOTHXXXXFM15, DOTHXXXXFM19, DOTHXXXXFM21, and
 24 DOTHXXXXFM22; speaker systems identified as DAPPIODSPK1, chargers
 25 identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and
 26 CAPPIPHOLI06.

27 Defendants deny the remaining allegations contained in paragraph 57 of the
 28 complaint.

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1 58. Answering paragraph 58 of the Complaint, Defendants lack sufficient
 2 information and belief to answer the allegations contained therein, and on that basis,
 3 deny the allegations in paragraph 58 with regard to the following products:

4 Car chargers DAPPIODCC07, DAPPIODCC08, DAPPIODCC09,
 5 DAPPIODCC10, DAPPIODCC12, DAPPIODCC13; AV composite cables
 6 identified as CAPPIODAT2, CAPPIODAT4, and CAPPIODAT5; docking
 7 cradles identified as DAPPIODCR12 and CAPPIPHOCRA2; retractable cables
 8 identified as DAPPIODDA15, and DAPPIODDAT3; cables identified as
 9 DAPPIODDAT2, DAPPIODDAT4, and DAPPIODDA11; FM transmitters
 10 identified as DAPPIODFM05, DAPPIODFM07, DAPPIODFM08,
 11 DOTHXXXXFM15, DOTHXXXXFM19, DOTHXXXXFM21, and
 12 DOTHXXXXFM22; speaker systems identified as DAPPIODSPK1, chargers
 13 identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and
 14 CAPPIPHOLI06.

15 Answering paragraph 58 of the Complaint, Defendants deny the allegations
 16 contained therein with respect to claim 1 of the '872 patent, and are without
 17 information sufficient to admit or deny the "at least" allegation of paragraph 58 and
 18 on that basis, deny the "at least" allegation in paragraph 58.

19 Defendants deny the remaining allegations contained in paragraph 58 of the
 20 complaint.

21 59. Answering paragraph 59 of the Complaint, Defendants lack sufficient
 22 information and belief to answer the allegations contained therein, and on that basis,
 23 deny the allegations in paragraph 59 with regard to the following products: car
 24 chargers DAPPIODCC07, DAPPIODCC08, DAPPIODCC09,
 25 DAPPIODCC10, DAPPIODCC12, DAPPIODCC13; AV composite cables
 26 identified as CAPPIODAT2, CAPPIODAT4, and CAPPIODAT5; docking
 27 cradles identified as DAPPIODCR12 and CAPPIPHOCRA2; retractable cables
 28 identified as DAPPIODDA15, and DAPPIODDAT3; cables identified as

DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as DAPPIPODFM05, DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM15, DOTHXXXXFM19, DOTHXXXXFM21, and DOTHXXXXFM22; speaker systems identified as DAPPIPODSPK1, chargers identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06.

Defendants deny the remaining allegations contained in paragraph 59 of the complaint.

60. Answering paragraph 60 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 60 with regard to the following products: car chargers DAPPIPODCC07, DAPPIPODCC08, DAPPIPODCC09, DAPPIPODCC10, DAPPIPODCC12, DAPPIPODCC13; AV composite cables identified as CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; docking cradles identified as DAPPIPODCR12 and CAPPIPHOCRA2; retractable cables identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as DAPPIPODFM05, DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM15, DOTHXXXXFM19, DOTHXXXXFM21, and DOTHXXXXFM22; speaker systems identified as DAPPIPODSPK1, chargers identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06.

Defendants deny the remaining allegations contained in paragraph 60 of the complaint.

SEVENTH CLAIM FOR RELIEF

(Infringement of U.S. Patent No. 7,580,255 – Against Defendants Eforcity, Accstation, Itrimming and Everydaysource)

61. Answering paragraph 61 of the Complaint, Defendants repeat and

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1 incorporate by reference their responses to paragraphs 1 through 30 of this
2 Complaint.

3 62. Answering paragraph 62 of the Complaint, Defendants lack sufficient
4 information and belief to answer the allegations contained therein, and on that basis,
5 deny the allegations in paragraph 62.

6 63. Answering paragraph 63 of the Complaint, Defendants deny the
7 allegations with regard to the following products as they do not relate to Claim 1
8 which is a plurality of inserts for a docking station: car chargers DAPPIPODCC07,
9 DAPPIPODCC08, DAPPIPODCC09, DAPPIPODCC10, DAPPIPODCC12,
10 DAPPIPODCC13; AV composite cables identified as CAPPIPODAT2,
11 CAPPIPODAT4, and CAPPIPODAT5; retractable cables identified as
12 DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2,
13 DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as
14 DAPPIPODFM05, DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM15,
15 DOTHXXXXFM19, DOTHXXXXFM21, and DOTHXXXXFM22; speaker
16 systems identified as DAPPIPODSPK1, chargers identified as CAPPIPHOPHC1;
17 backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06. Further,
18 answer defendants deny the following docking cradles identified as
19 DAPPIPODCR12 and CAPPIPHOCRA2 have plurality of inserts.

20 Answering paragraph 63 of the Complaint, Defendants deny the allegations
21 contained therein with respect to claim 1 of the '255 patent, and are without
22 information sufficient to admit or deny the "at least" allegation of paragraph 63 and
23 on that basis, deny the "at least" allegation in paragraph 63.

24 Defendants deny the remaining allegations contained in paragraph 63 of the
25 complaint.

26 64. Answering paragraph 64 of the Complaint, Defendants deny the
27 allegations with regard to the following products as they do not relate to Claim 1
28 which is a plurality of inserts for a docking station: car chargers DAPPIPODCC07,

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1 DAPPIPODCC08, DAPPIPODCC09, DAPPIPODCC10, DAPPIPODCC12,
 2 DAPPIPODCC13; AV composite cables identified as CAPPIPODAT2,
 3 CAPPIPODAT4, and CAPPIPODAT5; retractable cables identified as
 4 DAPPIPODDA15, and DAPPIPODDAT3; cables identified as DAPPIPODDAT2,
 5 DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters identified as
 6 DAPPIPODFM05, DAPPIPODFM07, DAPPIPODFM08, DOTHXXXXFM15,
 7 DOTHXXXXFM19, DOTHXXXXFM21, and DOTHXXXXFM22; speaker
 8 systems identified as DAPPIPODSPK1, chargers identified as CAPPIPHOPHC1;
 9 backup batteries identified as CAPPIPHOLI02 and CAPPIPHOLI06. Further,
 10 answer defendants deny the following docking cradles identified as
 11 DAPPIPODCR12 and CAPPIPHOCRA2 have plurality of inserts.
 12 Defendants deny the remaining allegations contained in paragraph 64 of the
 13 complaint.

14 65. Answering paragraph 65 of the Complaint, Defendants deny the
 15 allegations with regard to the following products as they do not relate to Claim 1
 16 which is a plurality of inserts for a docking station:

17 Car chargers DAPPIPODCC07, DAPPIPODCC08, DAPPIPODCC09,
 18 DAPPIPODCC10, DAPPIPODCC12, DAPPIPODCC13; AV composite cables
 19 identified as CAPPIPODAT2, CAPPIPODAT4, and CAPPIPODAT5; retractable
 20 cables identified as DAPPIPODDA15, and DAPPIPODDAT3; cables identified as
 21 DAPPIPODDAT2, DAPPIPODDAT4, and DAPPIPODDA11; FM transmitters
 22 identified as DAPPIPODFM05, DAPPIPODFM07, DAPPIPODFM08,
 23 DOTHXXXXFM15, DOTHXXXXFM19, DOTHXXXXFM21, and
 24 DOTHXXXXFM22; speaker systems identified as DAPPIPODSPK1, chargers
 25 identified as CAPPIPHOPHC1; backup batteries identified as CAPPIPHOLI02 and
 26 CAPPIPHOLI06. Further, answer defendants deny the following docking cradles
 27 identified as DAPPIPODCR12 and CAPPIPHOCRA2 have plurality of inserts.

28 Defendants deny the remaining allegations contained in paragraph 65 of the

1 complaint.

2 **EIGHTH CLAIM FOR RELIEF**

3 (Infringement of U.S. Patent No. D588,545 – Against All Defendants)

4 66. Answering paragraph 66 of the Complaint, Defendants repeat and
5 incorporate by reference their responses to paragraphs 1 through 30 of this
6 Complaint.

7 67. Answering paragraph 67 of the Complaint, Defendants lack sufficient
8 information and belief to answer the allegations contained therein, and on that basis,
9 deny the allegations in paragraph 67.

10 68. Answering paragraph 68 of the Complaint, Defendants deny the
11 allegations contained in paragraph 68 of the complaint.

12 69. Answering paragraph 69 of the Complaint, Defendants deny the
13 allegations contained in paragraph 69 of the complaint.

14 70. Answering paragraph 70 of the Complaint, Defendants deny the
15 allegations contained in paragraph 70 of the complaint.

16 **NINTH CLAIM FOR RELIEF**

17 (Infringement of U.S. Patent No. D596,621 – Against Defendants Eforcity,
18 Accstation, Itrimming, Everydaysource, and Crazyondigital)

19 71. Answering paragraph 71 of the Complaint, Defendants repeat and
20 incorporate by reference their responses to paragraphs 1 through 30 of this
21 Complaint.

22 72. Answering paragraph 72 of the Complaint, Defendants lack sufficient
23 information and belief to answer the allegations contained therein, and on that basis,
24 deny the allegations in paragraph 72.

25 73. Answering paragraph 73 of the Complaint, Defendants deny the
26 allegations contained in paragraph 73 of the complaint.

27 74. Answering paragraph 74 of the Complaint, Defendants deny the
28 allegations contained in paragraph 74 of the complaint.

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75. Answering paragraph 75 of the Complaint, Defendants deny the allegations contained in paragraph 75 of the complaint.

TENTH CLAIM FOR RELIEF

(Infringement of U.S. Patent No. D578,110 – Against Defendants Eforcity, Accstation, Itrimming, Everydaysource, and Crazyondigital)

76. Answering paragraph 76 of the Complaint, Defendants repeat and incorporate by reference their responses to paragraphs 1 through 30 of this Complaint.

77. Answering paragraph 77 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 77.

78. Answering paragraph 78 of the Complaint, Defendants deny the allegations contained in paragraph 78 of the complaint.

79. Answering paragraph 79 of the Complaint, Defendants deny the allegations contained in paragraph 79 of the complaint.

80. Answering paragraph 80 of the Complaint, Defendants deny the allegations contained in paragraph 80 of the complaint.

ELEVENTH CLAIM FOR RELIEF

(Trademark Infringement – Against Defendants Eforcity, Accstation, Everydaysource, and United Integral)

81. Answering paragraph 81 of the Complaint, Defendants repeat and incorporate by reference their responses to paragraphs 1 through 30 of this Complaint.

82. Answering paragraph 82 of the Complaint, Defendants lack sufficient information and belief to answer the allegations contained therein, and on that basis, deny the allegations in paragraph 82.

83. Answering paragraph 83 of the Complaint, Defendants deny the allegations contained therein.

84. Answering paragraph 84 of the Complaint, Defendants deny the allegations contained therein.

85. Answering paragraph 85 of the Complaint, Defendants deny the allegations contained therein.

86. Answering paragraph 86 of the Complaint, Defendants deny the allegations contained therein.

TWELFTH CLAIM FOR RELIEF

(Unfair Competition Under Federal Law – Against Defendants Eforcity, Accstation, Itrimming, Everydaysource, and United Integral)

87. Answering paragraph 87 of the Complaint, Defendants repeat and incorporate by reference their responses to paragraphs 1 through 30 of this Complaint.

88. Answering paragraph 88 of the Complaint, Defendants deny the allegations contained therein.

89. Answering paragraph 89 of the Complaint, Defendants deny the allegations contained therein.

90. Answering paragraph 90 of the Complaint, Defendants deny the allegations contained therein.

RESPONSE TO PRAYER FOR RELIEF

91. Defendants deny that Plaintiff is entitled to any of the relief it seeks in the Prayer for Relief.

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AFFIRMATIVE DEFENSES

FIRST AFFIRMATIVE DEFENSE

(Noninfringement of the Asserted Patent Claims)

92. Defendants have not infringed, are not infringing, and will not infringe any valid and enforceable claim of the Apple Patents asserted in the Complaint.

SECOND AFFIRMATIVE DEFENSE

(Patent Invalidity)

93. The following patents are invalid due to Plaintiff's failure to comply with one or more of the provisions of the Patent Act, 35 U.S.C. § 101 et seq., including, but not limited to, for example, the respective provisions of 35 U.S.C. §§ 102, 103, and/or 112: claim 9 of US Patent 7,627,343; US Patents D588,545; D596,621; and D578,110.

THIRD AFFIRMATIVE DEFENSE

(Laches)

94. Plaintiff is barred from asserting the infringement claim set forth in the Complaint under the equitable doctrines of laches, unclean hands, judicial estoppel and equitable estoppel.

FOURTH AFFIRMATIVE DEFENSE

(Unclean Hands)

95. Plaintiff comes to this court with unclean hands and is therefore barred from recovery on each claim for relief in the Complaint.

FIFTH AFFIRMATIVE DEFENSE

(Fair Use)

96. Any use Defendant may have made of any intellectual property, including but not limited to trademarks and copyrights that allegedly may have belonged to Plaintiff, was a fair use, thereby barring Plaintiff from recovery thereon.

SIXTH AFFIRMATIVE DEFENSE

(Unjust Enrichment)

97. Plaintiff's claims are barred, in whole or in part, to the extent that nay recovery by plaintiff would constitute unjust enrichment.

SEVENTH AFFIRMATIVE DEFENSE

(Additional Affirmative Defenses)

98. Defendants reserve the right to assert additional affirmative defenses in the event that additional defenses become apparent during the course of the litigation.

DATED: April 25, 2011

LEWIS BRISBOIS BISGAARD & SMITH LLP

By: /s/ Jon E. Hokanson

Jon E. Hokanson

Attorneys for Defendants EFORCITY
CORPORATION, ACCSTATION INC.,
ITRIMMING INC. AND
EVERYDAYSOURCE INC.

FEDERAL COURT PROOF OF SERVICE*Apple Inc. v. Eforcity Corporation, et al.*U.S. District Court, Northern District of CA, San Jose Division
Case No. CV 10-03216 JF

STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO

At the time of service, I was over 18 years of age and not a party to the action. My business address is One Sansome Street, Suite 1400, San Francisco, California 94104. I am employed in the office of a member of the bar of this Court at whose direction the service was made.

On April 25, 2011, I served the following document(s):

DEFENDANTS EFORCITY CORPORATION, ACCSTATION INC.
ITRIMMING INC. AND EVERYDAYSOURCE INC.'S
ANSWER TO COMPLAINT

I served the documents on the following persons at the following addresses (including fax numbers and e-mail addresses, if applicable):

Theodore T. Herhold, Esq. Andrew T. Oliver, Esq. Robert D. Tadlock, Esq. Kilpatrick Townsend & Stockton LLP 379 Lytton Avenue Palo Alto, CA 94301 Telephone: (650) 326-2400 Facsimile: (650) 326-2422 Email: ttherhold@townsend.com Email: atoliver@townsend.com Email: rdtadlock@townsend.com	Attorneys for Plaintiff APPLE, INC.
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The documents were served by the following means:

[X] (BY COURT'S CM/ECF SYSTEM) Pursuant to Local Rule, I electronically filed the documents with the Clerk of the Court using the CM/ECF system, which sent notification of that filing to the persons listed above.

I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Executed on April 25, 2011, at San Francisco, California.


MAUREEN LIU